

UNITES STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CYNTHIA MCGRATH, Individually and as  
Administratrix ad Prosequendum of the Estate of  
MEGAN WRIGHT,

CIVIL CASE No.: 07-cv-11279 (SR)

Plaintiff,

-against-

DOMINICAN COLLEGE OF BLAUVELT, NEW  
YORK, SISTER MARY EILEEN O'BRIEN,  
Individually and as President of Dominican College,  
JOHN LENNON, Individually and as Director of  
Security of Dominican College, JOHN PRESCOTT,  
Individually and as Dean of Students of Dominican  
College, CARLYSLE HICKS, Individually and as  
Director of Resident Life of Dominican College,  
RICHARD FEGINS, JR., KENNETH A. THORNE,  
JR., ISAIAH LYNCH, and TERRELL E. HILL,


**NOTICE OF WITHDRAWAL  
OF MOTION TO DISMISS**

Defendants.

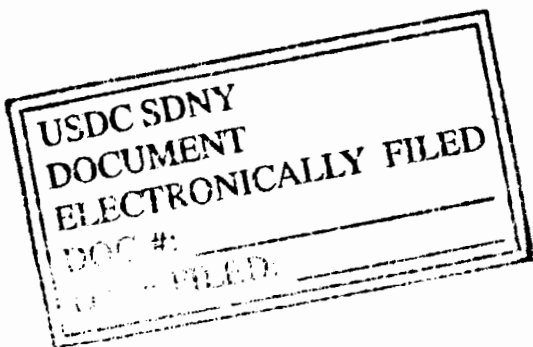
**PLEASE TAKE NOTICE** that, defendants Dominican College, Sister Mary Eileen O'Brien, John Lennon, John Prescott and Carlyle Hicks hereby withdraw their motion, filed on January 29, 2008 for an order, pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6), dismissing the first, fifth, sixth and seventh causes of action in the Complaint.

Dated: New York, New York  
February 8, 2008

**BIEDERMANN, REJE, HOENIG & RUFF, P.C.**

  
Peter W. Beadle (PB 5045)  
[pbeadle@brhr.com](mailto:pbeadle@brhr.com)

*Attorneys for Dominican College of  
Blauvelt, New York, Sister Mary Eileen  
O'Brien, John Lennon, John Prescott, and  
Carlyle Hicks*



NOTICE OF WITHDRAWAL OF MOTION TO DISMISS COMPLAINT  
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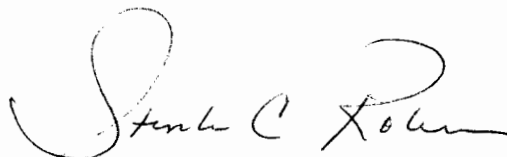
570 Lexington Avenue, 16<sup>th</sup> Floor  
New York, New York 10022  
[www.brhr.com](http://www.brhr.com)  
(212) 697-6555

TO: Andrew L. Morrison (AM-1071)  
Sarah P. Kenney (SK-5642)  
Kirkpatrick & Lockhart  
Preston Gates Ellis LLP  
599 Lexington Avenue  
New York, New York 10022  
(212)-536-3900

*Attorneys for Plaintiff*

So Ordered:

February 29, 2008  
White Plains, NY

A handwritten signature in black ink, appearing to read "Stanley C. Roman". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

USJS